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10	IN THE UNITED STAT
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IN THE UNITED STATS DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

and the ESTATE OF JOSEPH ALBERT PADILLA, through, PATRICIA G. PADILLA, M.D., Legal Guardian of, ARIANNA PADILLA, and personal representative of the ESTATE OF JOSEPH ALBERT PADILLA,

Plaintiffs,

vs.

COLEMAN COMPANY INC., a Delaware Corporation; JARDEN CORPORATION, a Delaware Corporation; HOME DEPOT U.S.A., INC.

The minor child, ARIANNA PADILLA,

No. C 07-5211 VRW

JOINT STIPULATION OF DISMISSAL OF ENTIRE ACTION

IT IS HEREBY STIPULATED by and between the parties to the above-captioned action, plaintiffs ARIANNA PADILLA and the ESTATE OF JOSEPH ALBERT PADILLA, through, PATRICIA G. PADILLA, M.D., Legal Guardian of, ARIANNA PADILLA, and personal representative of the ESTATE OF JOSEPH ALBERT PADILLA and defendants COLEMAN COMPANY INC. and HOME DEPOT U.S.A., INC., through their designated

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JOINT STIPULATION OF DISMISSAL OF ENTIRE ACTION

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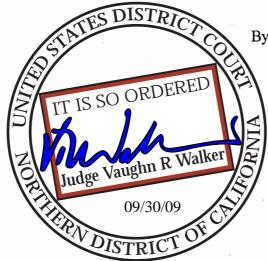
counsel of record, that plaintiffs' Complaint be dismissed with prejudice in its entirety pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), each side to bear its own costs and attorney's fees.

Dated: September 24, 2009

BRAYTON❖PURCELL LLP

By: <u>/s</u> Clayton W. Kent Attorneys for Plaintiff

Dated: September 24, 2009 CARROLL BURDICK & MCDONOUGH, LLP



By: /s Garrett Sanderson Attorneys for Defendants